IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
ORIGINAL JURISDICTION
Dated: Nainital the August 24, 2006
Criminal Bail Application No. 684 of 2006
Order on the bail application of accused

CRIMINAL SIDE

Sadhu Saran Sinha S/o Sri Akllo Sinha
R/o B-58 Duplex Sector-23 Rajnagar
Thana Kavi Nagar District Gajiyabad
Presently posted as Assistant Engineer
In U.P. Jal Nigam at the
Office of Chief Engineer – Allahabad .....Applicant

Vs

State of Uttaranchal … Opposite Party

Arising out of Case Crime No. 259 of 2003
Under Sections 406, 409, 467, 468, 120-B I.P.C.
Thana Barinag
District Pithoragarh

By the court

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in case crime No. 259 of 2003 under Sections 406, 409, 467, 468, 120-B I.P.C., Thana Barining, District Pithoragarh.

Heard Sri P.S. Adhikari, learned Senior Advocate assisted by Sri B.S. Adhikari, learned counsel for the applicant, learned A.G.A. for the State and perused the record.

The state has filed the counter affidavit. On the basis of the record available before me, it appears to me that the money which is alleged to have been embezzled by the applicant was invested towards the construction of *Dungli Pey Jal Yojna.* Certain papers are available on the record which shows that the Executive Engineer and the Accountant of the Department have signed the documents.

The evidence collected by the Investigation Officer shows that at best, it can be a matter of the financial irregularity.

Without entering into the merit of the case, I am of the view that the applicant is entitled to be released on bail at this stage.

Let the applicant be released on bail in his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of Magistrate concerned.

(B.C. Kandpal, J.)

24.08.2006
ASWAL